

AMENDED IN SENATE JUNE 11, 2008

AMENDED IN ASSEMBLY APRIL 10, 2008

AMENDED IN ASSEMBLY MARCH 25, 2008

CALIFORNIA LEGISLATURE—2007–08 REGULAR SESSION

## ASSEMBLY BILL

**No. 2072**

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**Introduced by Assembly Member Hayashi  
(Coauthor: Assembly Member Horton)**

February 19, 2008

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An act to add Chapter 11 (commencing with Section 9010) to Part 6 of Division 1 of Title 1 of the Education Code, relating to physical education.

### LEGISLATIVE COUNSEL'S DIGEST

AB 2072, as amended, Hayashi. Physical education: award program.

~~Existing law requires the State Department of Education to exercise general supervision over the courses of physical education in elementary and secondary schools of the state, and to perform other duties related to physical education in the schools.~~

*Existing law requires school districts to include physical education in the course of study for pupils in grades 1 to 12, inclusive. Existing law requires the governing board of a school district maintaining any of grades 5, 7, and 9 to administer the physical performance test designated by the state board to each pupil in those grades during the month of February, March, April, or May.*

This bill would require the State Board of Education to establish the Physical Education Award Program ~~to provide nonmonetary awards to~~ recognize schools that conduct their physical education courses pursuant to the model content standards and demonstrate that increasing numbers

of pupils enrolled in ~~that school~~ *those schools* meet minimum standards on the physical performance test designated by the state board. The Superintendent of Public Instruction would be required to ~~establish, upon approval by the state board, nonmonetary awards that use currently collected data and specified eligibility criteria to identify one school from each legislative district in the state to receive recognition, which may include, but are not limited to~~ *but would not be limited to*, classification as a distinguished school, being listed on a published public school honor roll, and public commendations by the Governor and the Legislature. *The Legislature would be required, to the extent that funds are available, to recognize the schools identified by the Superintendent.*

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Chapter 11 (commencing with Section 9010) is  
2 added to Part 6 of Division 1 of Title 1 of the Education Code, to  
3 read:

4  
5 CHAPTER 11. PHYSICAL EDUCATION AWARD PROGRAM  
6

7 9010. This chapter shall be known and may be cited as the  
8 Excellence in Physical Education Act of 2008.

9 9011. The Legislature finds and declares all of the following:

10 (a) The department has reported that a majority of this state's  
11 children are not physically fit.

12 (b) Obesity in California's schools is reaching endemic  
13 proportions.

14 (c) The federal Centers for Disease Control and Prevention have  
15 identified physical education as an effective intervention in the  
16 fight against childhood obesity.

17 (d) Providing ongoing incentives to California's schools in order  
18 to increase the physical fitness of pupils is a necessary systemic  
19 solution to combating obesity and improving the overall education  
20 performance of pupils.

21 9012. (a) The state board shall establish the Physical Education  
22 Award Program ~~to provide nonmonetary awards to recognize~~  
23 schools that conduct their physical education courses pursuant to

1 the model content standards adopted pursuant to Section 60605.2  
2 and demonstrate that increasing numbers of pupils enrolled in  
3 those schools meet minimum standards on the physical  
4 performance test designated by the state board pursuant to Section  
5 60800.

6 ~~(b) The Superintendent shall establish, upon approval by the~~  
7 ~~state board, nonmonetary awards that may include, but are not~~  
8 ~~limited to, classification as a distinguished school, being listed on~~  
9 ~~a published public school honor roll, and public commendations~~  
10 ~~by the Governor and the Legislature.~~

11 ~~(c) The Superintendent shall develop the standards and criteria,~~  
12 ~~to be reviewed and adopted by the state board, that will be used~~  
13 ~~to determine whether a school is eligible for an award pursuant to~~  
14 ~~subdivision (a).~~

15 *(b) The Superintendent shall use currently collected data and*  
16 *the criteria described in subdivision (c) to identify one school from*  
17 *each legislative district in the state to receive recognition, which*  
18 *may include, but is not limited to, classification as a distinguished*  
19 *school, being listed on a published public school honor roll, and*  
20 *public commendations by the Governor and the Legislature. The*  
21 *Legislature, to the extent that funds are available, shall recognize*  
22 *the schools identified by the Superintendent pursuant to this*  
23 *subdivision.*

24 *(c) The school in each legislative district with the highest*  
25 *percentage of pupils who meet the minimum standards on the*  
26 *physical performance test described in subdivision (a) is eligible*  
27 *to receive recognition pursuant to subdivision (b). The*  
28 *superintendent may develop additional criteria for recognition as*  
29 *he or she deems appropriate.*

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32 CORRECTIONS:

33 Text—Page 3.  
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